

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION**

CYNTHIA F. TONEY, a/k/a Cynthia }
F. Passmore, }
} Plaintiff, }
} }
v. }
} MEDICAL DATA SYSTEMS, INC., }
d/b/a Medical Revenue Services, }
} Defendant. }

CASE NO. 2:06-cv-00949-ID-WC

MOTION TO WITHDRAW

Comes now defendant Medical Data Systems, Inc. ("MDS"), and moves this honorable Court to allow J. Kirkman Garrett of Christian & Small LLP to withdraw as counsel of record in this action. James C. Huckaby, Jr. with Christian & Small LLP, as well as John G. Parker and Stefanie H. Jackman of the Paul Hastings firm, remain as counsel of record for defendant MDS. MDS requests that Mr. Garrett be removed from the electronic service list for this action.

Respectfully submitted this the 31st day of March, 2008.

/s/ J. Kirkman Garrett
James C. Huckaby, Jr.
J. Kirkman Garrett
Local Counsel for Defendant
Medical Data Systems, Inc.

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-- AND --

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CERTIFICATE OF SERVICE

I hereby certify that on this 31st day of March, 2008, I electronically filed with the Clerk of the Court using the CM/ECF system which will send notification of such filing to:

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/s/ J. Kirkman Garrett
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